

RESOLUTION 2005-45

A RESOLUTION GRANTING THE EXECUTIVE DIRECTOR THE AUTHORITY TO DETERMINE THE MARINE STRUCTURAL AND LIFE SAFETY STANDARDS WITH WHICH RIVERBOAT LICENSEES WILL BE REQUIRED TO COMPLY

The Indiana Gaming Commission (“Commission”) adopts the following resolution pursuant to the authority granted to it under IC 4-33 and pursuant to 68 IAC 1-2-6.

The Commission has considered the following factors:

1. Pursuant to Senate Enrolled Act 626, Indiana Code 4-33-6 was amended, effective July 1, 2005, requiring that a riverboat that operates in a county described in IC 4-33-1-1(1) or IC 4-33-1-1(2) must have either (1) a valid certificate of inspection from the United States Coast Guard for the carrying of at least five hundred (500) passengers or (2) a valid certificate of compliance with the marine structural and life safety standards determined by the Commission.
2. It would be in the best interest of the Commission and the Riverboat Licensees to delegate the authority to determine appropriate marine structural and safety standards to the Executive Director or the Executive Director’s designee.

NOW, THEREFORE, BE IT RESOLVED BY THE INDIANA GAMING COMMISSION, THAT THE FOLLOWING RESOLUTION IS ADOPTED:

SECTION 1: SCOPE

This resolution applies to Indiana Riverboat Licensees operating a riverboat in a county described in IC 4-33-1-1(1) or IC 4-33-1-1(2).

SECTION 2: DEFINITIONS

The definitions set forth in IC 4-33-2 and 68 IAC apply to this resolution.

SECTION 3: DELEGATION OF AUTHORITY TO THE EXECUTIVE DIRECTOR OR THE EXECUTIVE DIRECTOR’S DESIGNEE

The Commission hereby delegates the authority to determine appropriate marine structural and safety standards to the Executive Director or the Executive Director’s designee.

SECTION 4: EFFECTIVE DATE

This resolution is effective immediately.

ADOPTED THIS THE 26th DAY OF SEPTEMBER, 2005.

THE INDIANA GAMING COMMISSION:

Harold Calloway, Chair

ATTEST:

Donald R. Vowels, Secretary